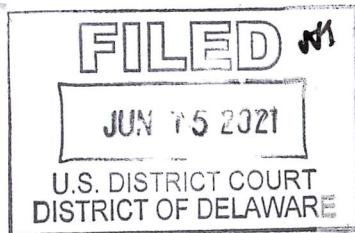


OFFICE OF THE CLERK
UNITED STATES DISTRICT COURT
844 N KING STREET, UNIT 18
WILMINGTON, DELAWARE 19801-3570

OFFICIAL BUSINESS



Christopher Brian Sands
2127 Naamans Rd
Wilmington, DE 19810

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RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

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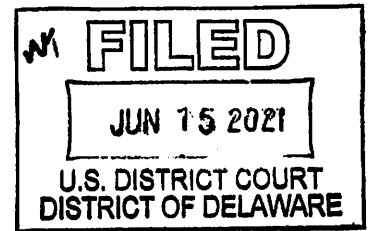
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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE



CHRISTOPHER BRIAN SANDS,

Plaintiff,

v.

DANA METZGER, et al.,

Defendants.

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Civ. No. 19-2151-CFC

ORDER

WHEREAS, Christopher Brian Sands was a prisoner incarcerated at James T. Vaughn Correctional Center in Smyrna, Delaware, at the time he filed his civil rights complaint, along with an application to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915;

WHEREAS, on November 21, 2019, the Court granted Plaintiff leave to proceed *in forma pauperis* and assessed a \$350.00 filing fee of (D.I. 6);

WHEREAS, on May 27, 2021, the Court was advised Plaintiff had been released from prison (D.I. 16);

WHEREAS, under the Prison Litigation Reform Act, release does not eliminate the obligation of payment of a filing fee that could and should have been met from the trust account while imprisonment continued. *Robbins v. Switzer*, 104 F.3d 895, 899 (7th Cir. 1997); *see also Drayer v. Attorney General*, 81 F. App'x 429 (3d Cir. 2003).

THEREFORE, at Wilmington this Third day of June in 2021, IT IS HEREBY ORDERED that:

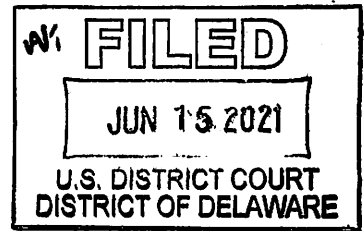
Within **twenty-one days** from the date of this order, Plaintiff shall either file a long form application to proceed without prepayment of fees and affidavit so that the court may determine whether he is still eligible to proceed without prepayment of the \$350.00 filing fee or pay the filing fee owed.

NOTE: Failure to timely comply with this order shall result in dismissal of this case without prejudice.



UNITED STATES DISTRICT JUDGE

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE



CHRISTOPHER BRIAN SANDS,

Plaintiff,

v.

WARDEN DANA METZGER, et al.,

Defendants.

Civ. No. 19-2275-CFC

ORDER

WHEREAS, Christopher Brian Sands was a prisoner incarcerated at James T. Vaughn Correctional Center in Smyrna, Delaware, at the time he filed his civil rights complaint, along with an application to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915;

WHEREAS, on December 18, 2019, the Court granted Plaintiff leave to proceed *in forma pauperis* and assessed a \$350.00 filing fee of (D.I. 6);

WHEREAS, on May 27, 2021, the Court was advised Plaintiff had been released from prison (see Civ. No. 19-2151-CFC at D.I. 16);

WHEREAS, under the Prison Litigation Reform Act, release does not eliminate the obligation of payment of a filing fee that could and should have been met from the trust account while imprisonment continued. *Robbins v. Switzer*, 104 F.3d 895, 899 (7th Cir. 1997); *see also Drayer v. Attorney General*, 81 F. App'x 429 (3d Cir. 2003).

THEREFORE, at Wilmington this Third day of June in 2021, IT IS HEREBY ORDERED that:

Within **twenty-one days** from the date of this order, Plaintiff shall either file a long form application to proceed without prepayment of fees and affidavit so that the court may determine whether he is still eligible to proceed without prepayment of the \$350.00 filing fee or pay the filing fee owed.

NOTE: Failure to timely comply with this order shall result in dismissal of this case without prejudice.



UNITED STATES DISTRICT JUDGE